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Case Docket No. US000266  
THE COMMISSIONER OF PATENTS AND TRADEMARKS, Washington, D.C. 20231

Enclosed for filing is the patent application of Inventor(s):  
PIETER SIERD VAN DER MEULEN

For: AUDIO SYSTEM WITH VARIABLE RANDOM-PLAY OPTION

**ENCLOSED ARE:**

- ☒ Appointment of Associates;
- ☐ Information Disclosure Statement, Form PTO-1449 and copies of documents listed therein;
- ☐ Preliminary Amendment;
- ☒ Specification (7 Pages of Specification, Claims, & Abstract);
- ☒ Declaration and Power of Attorney:  
(1 Page of a ☒ fully executed ☐ unsigned Declaration);
- ☒ Drawings (1 sheet of ☒ informal ☐ formal sheets);
- ☐ Certified copy of application Serial No. ;
- ☒ Authorization Pursuant to 37 CFR §1.136(a)(3);
- ☐ Other: ;
- ☒ Assignment to PHILIPS ELECTRONICS NORTH AMERICA CORPORATION.

JC915 U.S. PTO  
09/685554  
10/10/00

**FEE COMPUTATION**

CLAIMS AS FILED				
FOR	NUMBER FILED	NUMBER EXTRA	RATE	BASIC FEE - \$710.00
Total Claims	7 - 20 =	0	X \$18 =	0.00
Independent Claims	3 - 3 =	0	X \$80 =	0.00
Multiple Dependent Claims, if any			\$270 =	0.00
TOTAL FILING FEE . . . . .			=	\$710.00

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## AUDIO SYSTEM WITH VARIABLE RANDOM-PLAY OPTION

## FIELD OF THE INVENTION

The invention relates to a system and method for play-out of audio or video content using a random-play-option.

## BACKGROUND ART

Conventional CD players and jukeboxes allow users to specify their Favorite Track Selections (FTS) and play-lists, and typically also have a random-play option (RPO). The FTS option lets the user pre-select his/her favorites and enables to play-out these tracks only. The RPO is an operational mode of the apparatus wherein tracks are being selected and played in a varying, non-sequential order. Selection in the random-play mode is achieved through, e.g., a random number generator. Examples and implementations of random-play control circuitry are discussed in, e.g., US patents 5,543,925 (Philips), 4,841,506 (Pioneer); 4,899,331 (Pioneer); 4,922,476 (pioneer); 4,949,322 (pioneer) and 5,408,448 (Delco Electronics Corporation), all incorporated herein by reference.

## SUMMARY OF THE INVENTION

The RPO operates on a pre-determined play-list, typically the list consisting of the entire inventory currently accessible in the apparatus, e.g., the inventory of tracks of a CD. On the other hand, many songs in the music collection never get played anymore in the FTS mode, even though the user might occasionally like to hear a "non-favorite".

Accordingly, the inventor proposes a variable RPO in CE play-out equipment using a random-access content inventory, such as a CD player, an audio CD jukebox, an MP3 player, a DVD library, etc. The invention provides a hardware or software knob, dial or slider on the equipment that lets the user specify a certain amount of flexibility for the equipment to randomly or systematically play out content segments or tracks in addition to those of the FTS. For example, the knob covers a range 0-100%. A 10% setting allows the machine to add one randomly chosen track that is not on favorite track list, to the current play-out list after playing out 10 favorites. A 50% setting allows every other track to be chosen from the entire selection.

A 100% setting represents the traditional fully random play mode. The selection can be based on a purely random selection, or on a knowledge base ("IF YOU LIKE THIS, YOU PROBABLY ARE GOING TO LIKE THIS TOO.."). In the latter case, the knowledge base can reside on the user's home network as his/her profile or on a remote server possibly on the Web.

More generally, the invention relates to equipment, typically CE equipment, for playing out audio or video content, pre-recorded, live, or a mix thereof. The equipment has a user-variable random-play option for control of the playing out to allow a user to determine a frequency of random selection from among the content. Preferably, the equipment allows the user to indicate selections from the content; and the frequency is chosen with respect to playing out the selections. The selections can be identified based on a user-profile. The invention also relates to a method of enabling playing out pre-recorded content. The method allows a user to determine a frequency of random selection from among the content for control of the playing out.

The invention can be implemented using a client-server architecture. A server on, e.g., the Internet supplies streamable content such as personalized video or audio programs based on, e.g., the user's profile. A frequency of randomly chosen programs can be set by the user, for example to create a personalized Electronic Program Guide (EPG), wherein programs of pre-specified or user-profiled topics are alternated with programs randomly chosen from one or more or all other categories to fill up the EPG.

The expression "random selection" as used herein is meant to cover "genuinely random" as well as "pseudo-random" and "substantially random" to indicate any mechanism that is perceived by the user to select content in an unbiased manner from a larger collection.

Incorporated herein by reference are the following patent documents:

- U.S. serial no. 09/568,932 (attorney docket US 000106) filed 5/11/00 for Eugene Shteyn and Ruud Roth for ELECTRONIC CONTENT GUIDE RENDERS CONTENT RESOURCES TRANSPARENT. This document relates to a data management system on a home network. The system collects data that is descriptive of content information available at various resources on the network. The data is combined in a single menu to enable the user to select from the content, regardless of the resource. In a more specific example, the data management system combines the data of an EPG with other data for other types of content information, typically within the

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context of a home entertainment system. The system comprises a data base for representing schedule information associated with scheduled content information from a content provider such as a broadcasting station or a video-on-demand (VOD) service. In addition, the data base also represents inventory information that is associated with content information available from another resource, e.g., as recorded at the consumer's digital Personal TV Receiver during previous broadcasts, or from a CD or DVD jukebox. Accordingly, this document relates to a general type of guide, referred to as an electronic content guide (ECG).

- U.S. serial no. 09/326,506 (attorney docket PHA 23,417) filed 6/4/99 for Pieter van der Meulen for VIRTUAL JUKEBOX. This document relates to a collection management system, or virtual jukebox, for a collection of recordings that is independent of the physical media upon which the material is recorded. The system forms a part of a network that includes storage media and playback devices, and provides an easy to use system for collection cataloging, archiving, and retrieval. In a preferred embodiment, a collection management system resides on a consumer electronic (CE) device, or a personal or home computer (PC), and the collection includes recordings that are stored on one or more hard drives associated with the CE device or the PC. The collection management system includes a user interface that facilitates the retrieval of recordings for playback from one or more storage devices, based on an individual selection of genre, author, and so on. By storing the recordings on a hard disc drive or other mass storage device with an associated disk operating system, immediate access is available to each recording on the drive, and additional drives can be added to the system as new material is added to the collection.

- U.S. serial no. 09/345,339 (attorney PHA 23,700) filed 7/1/99 for Mark Hoffberg and Eugene Shteyn for CONTENT-DRIVEN SPEECH- OR AUDIO-BROWSER. This document relates to categorizing resources on the Internet. The Internet is searched in order to find resources that provide streamable audio such as live Internet broadcasts. The resources are identified based on their file extension and are categorized according to, e.g., the natural language or music style. The user is enabled to browse the collection based on textual or musical input.

## BRIEF DESCRIPTION OF THE DRAWING

The invention is further explained below, by way of example and with reference to the accompanying drawing, wherein Fig.1 is a block diagram of a system in the invention.

## DETAILED EMBODIMENTS

Fig.1 is a block diagram of a system 100 in the invention. System 100 in this example comprises an audio system that allows selection of music tracks for play out. System 100 comprises a music data base 102, a play-out component 104, and a control system 106 for enabling the user to control a selection of tracks from data base 102, their order for play-out and the play-out mode via component 104. System 106 has a categorized inventory 108 of tracks available to this user. Inventory 108 has categorized the tracks according to, e.g., favorites per genre, and also has an index of all available tracks. Inventory 108 comprises pointers to a sub-set or to all items available in data base 102. The user can provide user-input 110 and 112 to system 106 to select which tracks to play and in what mode. System 106 comprises a track selector 114 that selects the tracks from inventory 108 based on one or more criteria as specified by user input 110 and 112. Selector 114 controls a play-list generator 116 that creates a play-list 118. Play list 118 determines which tracks are selected from data base 102 for being played out by play-out component 104.

Track selector 114 receives an input from a user-interface (UI) 120 that lets the user specify a mode of operation. In this example, UI 120 has options 122, 124 and 126 accessible through, e.g., hard buttons.

Option 122 lets the user activate a play list manually prepared by the user in advance. This option 122 requires that the user have made a manual selection from inventory 108, e.g., via input 110.

Option 124 lets the user control selector 114 to find tracks similar, but not necessarily identical, to the ones in a current play-list. To this end, system 106 has a look-up table or similarity data base 128. For example, CD titles or albums have been categorized as "classical", "romance", "hard-rock", etc. If a classical favorite track list is selected other music categorized as "classical" can be inserted randomly as similar. If system 100 is implemented as a client-server architecture with a remote server on the Internet, system 100 has access to data bases that have been generated by collaborative filtering. These data bases comprise personal recommendations

generated by determining a degree of similarity between a user's preferences and that of other people. See, e.g., U.S. patent 5,884,282, herein incorporated by reference. This document relates to an automated collaborative filtering system for recommending at least one item to a first user based on similarity in preference of the user as compared with other users. The filtering system stores rating data for items provided by users of the system. Upon request of the first user, the system determines similarity values for the first user as compared with other users that have provided rating data for items that the first user has also rated. Based on the similarity values, a subgroup of users is selected that is then used to provide recommendations to the first user.

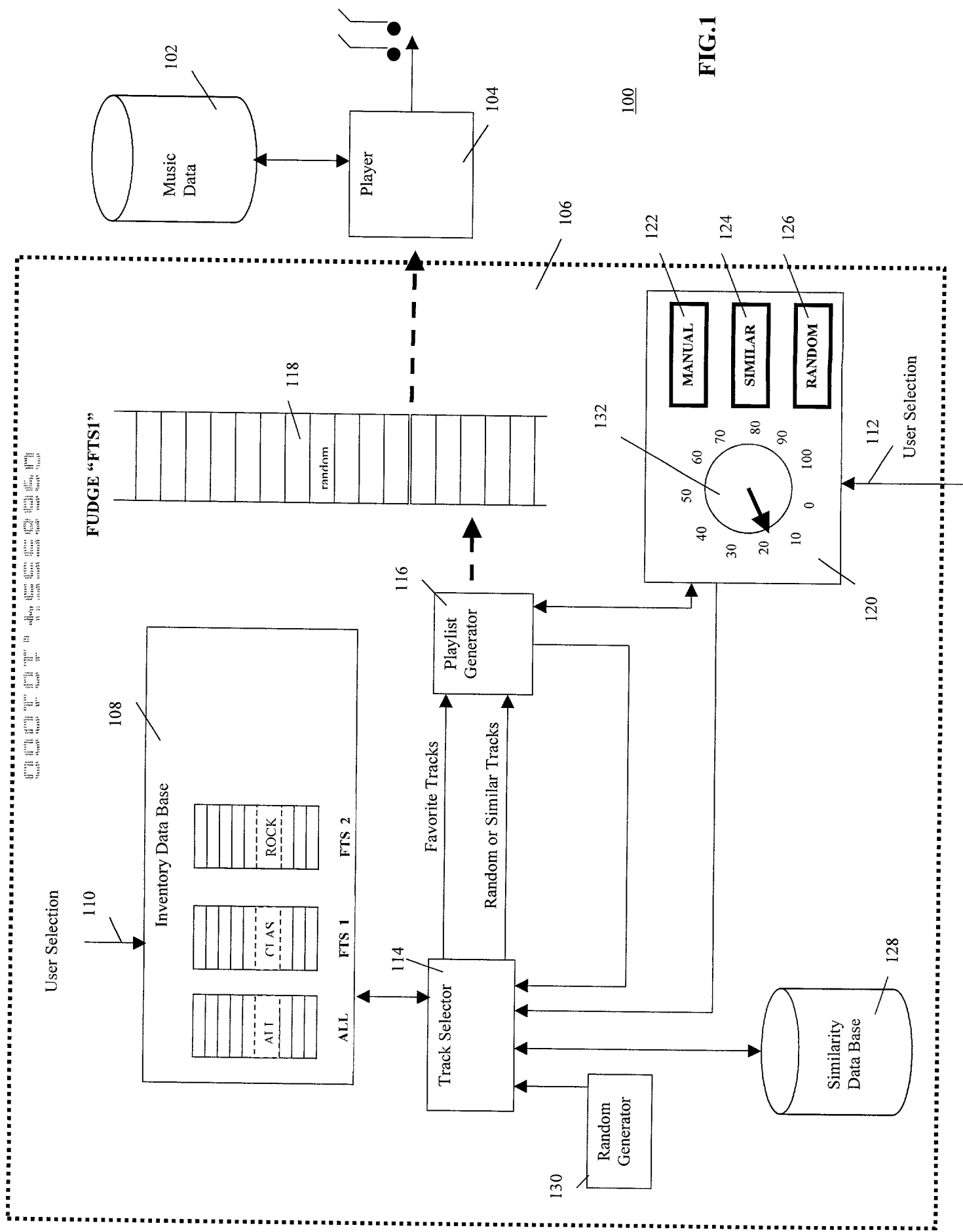
Option 126 controls the random-play mode. Selector 114 is coupled to a random generator 130 to randomize selection from inventory 108, or from a sub-set thereof. In the invention, the degree of randomness is made variable through a user input 132, here referred to as a fudge knob. Given a current play list 118, the user can introduce a degree of randomness through fudge knob 132. When knob 132 is turned to the "100%" mark, current play list 118 is replaced by a fully random selection from inventory 108, or a from specified sub-set, under control of generator 130. If knob 132 is turned to "0%" play list 118 is processed unaltered. If knob 132 is set to a value in-between, play-list 118 is modified accordingly. The result is that player 104 plays randomly chosen tracks and pre-specified tracks at a ratio represented by the value indicated by the position of fudge knob 132.

System 100 is for example accommodated in single apparatus, or forms a cluster of apparatus in the home. Alternatively, system 100 is a distributed system, e.g., a client-server architecture, wherein the user has play-out device 104 with UI functionalities 120 and 108, and wherein the actual preparation of the play-list and the supply of the music done via a remote server or a cluster of cooperating remote servers, streamed in real time or downloaded in advance to the user's client hard-disk drive (HDD). In the latter case, the selection is performed on the inventory residing on the HDD.

## WHAT IS CLAIMED IS:

1. An information processing system for making content information available to a user and for allowing the user to determine a degree of random selection from among the content information.
2. The system of claim 1, wherein:
  - the equipment allows the user to indicate a plurality of selections from the content; and
  - the degree of randomness is chosen with respect to playing out the indicated selections.
3. The system of claim 1, comprising an audio jukebox.
4. The system of claim 1, implemented in a client-server architecture, wherein preparing the selection is performed on a remote server under control of the user interacting with the client.
5. The system of claim 1, implemented in a client-server architecture, wherein preparing the selection is performed on the content information downloaded from a remote server onto a user's client.
6. A method of enabling to supply content information to a user, wherein the method allows the user to vary a degree of random selection from among the content information.
7. Software for installing on an information processing system a functionality that comprises making content information available to a user and allowing the user to vary a degree of random selection from among the content information.

A video or audio play-back apparatus has a variable random play option to control a degree of randomness of the selections made from a play list.



# DECLARATION and POWER OF ATTORNEY

Attorney's Docket No. PH US 000266

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **AUDIO SYSTEM WITH VARIABLE RANDOM-PLAY OPTION** the specification of which (check one)

X is attached hereto.

\_\_\_\_\_ was filed on \_\_\_\_\_ as Application Serial No. \_\_\_\_\_ and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by the amendment(s) referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulation, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

## PRIOR FOREIGN APPLICATION(S)

COUNTRY	APPLICATION NUMBER	DATE OF FILING (DAY, MONTH, YEAR)	PRIORITY CLAIMED UNDER 35 U.S.C. 119

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application (s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35 United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

## PRIOR UNITED STATES APPLICATION(S)

APPLICATION SERIAL NUMBER	FILING DATE	STATUS (PATENTED, PENDING, ABANDONED)

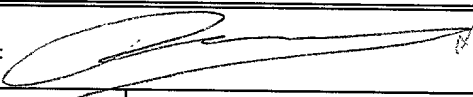
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (list name and registration number)

Michael E. Marion, Reg. No. 32,266

Jack E. Haken, Reg. No. 26,902

SEND CORRESPONDENCE TO: Corporate Patent Counsel; U.S. Philips Corporation; 580 White Plains Road; Tarrytown, NY 10591	DIRECT TELEPHONE CALLS TO: Peter Verdonk (408) 617 4613
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Dated:	9/29/2000			INVENTOR'S SIGNATURE: 	
Full Name of Inventor	Last Name: Van der Meulen		First Name : Pieter		Middle Name: Sierd
Residence & Citizenship	City of Residence: Sunnyvale		State/Country: CA		Country of Citizenship: The Netherlands
Post Office Address	Street: 753 West Knickerbocker Drive		City: Sunnyvale		State: CA Zip Code: 94087

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
In re Application of Atty. Docket

PIETER SIERD VAN DER MEULEN

US000266

Filed: CONCURRENTLY

AUDIO SYSTEM WITH VARIABLE RANDOM-PLAY OPTION

Honorable Commissioner of Patents and Trademarks  
Washington, D.C. 20231

APPOINTMENT OF ASSOCIATES

Sir:

The undersigned Attorney of Record hereby revokes all prior appointments (if any) of Associate Attorney(s) or Agent(s) in the above-captioned case and appoints:

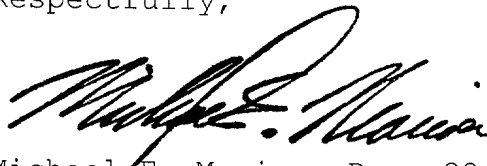
**EDWARD BLOCKER**

**(Registration No. 30,245)**

c/o U.S. PHILIPS CORPORATION, Intellectual Property Department, 580 White Plains Road, Tarrytown, New York 10591, his Associate Attorney(s)/Agent(s) with all the usual powers to prosecute the above-identified application and any division or continuation thereof, to make alterations and amendments therein, and to transact all business in the Patent and Trademark Office connected therewith.

ALL CORRESPONDENCE CONCERNING THIS APPLICATION AND THE LETTERS PATENT WHEN GRANTED SHOULD BE ADDRESSED TO THE UNDERSIGNED ATTORNEY OF RECORD.

Respectfully,



Michael E. Marion, Reg. 32,266  
Attorney of Record

Dated at Tarrytown, New York  
this October 10, 2000.